

[Complete list of counsel on signature page]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

AUGME TECHNOLOGIES, INC.,

Plaintiff,

v.

YAHOO! INC.,

Defendant.

CASE NO. C 09-5386 JCS

**STIPULATION AND [PROPOSED]
ORDER DISMISSING WITH PREJUDICE
YAHOO!'S CLAIM FOR INFRINGEMENT
OF U.S. PATENT NO. 7,512,622**

Judge: Hon. Magistrate Joseph C. Spero

YAHOO! INC.,

Counterclaim Plaintiff,

v.

AUGME TECHNOLOGIES, INC. and
WORLD TALK RADIO, LLC,

Counterclaim Defendants.

Pursuant to Fed. R. Civ. P. 41(a) and (c), the parties, through their undersigned counsel, hereby stipulate, subject to the Court's approval, as follows:

WHEREAS, in this action, Yahoo! Inc. ("Yahoo!") asserts Patent Infringement Count One for infringement of U.S. Patent No. 7,512,622 (the "'622 Patent") by Augme Technologies, Inc. ("Augme") and World Talk Radio, LLC ("WTR");

WHEREAS, in the interest of narrowing the issues for trial and sparing the parties the burden of discovery, Yahoo! wishes to dismiss its claim for infringement of the '622 Patent with prejudice;

WHEREAS, Augme and WTR agree to dismissal of Yahoo!'s claim for infringement of the '622 Patent;

THEREFORE, based on the parties' agreement, the parties respectfully request that the Court enter an order dismissing Yahoo!'s Patent Infringement Count One against Augme and WTR with prejudice.

Dated: August 21, 2012

Respectfully submitted,

By: /s/ Daniel P. Muino

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Attorneys for Defendant and Counterclaim
Plaintiff YAHOO! INC.

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2 Dated: August 21, 2012

Respectfully submitted,

3 By: /s/ Gregory S. Bishop

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21 WORLD TALK RADIO, LLC
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[PROPOSED ORDER]

PURSUANT TO STIPULATION, Yahoo!'s Patent Infringement Count One is dismissed
with prejudice.

Date: _____, 2012

JOSEPH C. SPERO
UNITED STATES MAGISTRATE JUDGE

CIV. L.R. 5-1(i)(3) ATTESTATION

I, J. Ryan Gilfoil, am the ECF User whose ID and Password are being used to file this

**STIPULATION AND [PROPOSED] ORDER DISMISSING WITH PREJUDICE
CLAIMS RELATING TO YAHOO!'S U.S. PATENT NO. 7,512,622**

In compliance with Civ. L.R. 5-1(i)(3), I hereby attest that Gregory S. Bishop and Daniel P.
Muino have concurred to its filing.

Dated: August 21, 2012

/s/ J. Ryan Gilfoil
J. Ryan Gilfoil